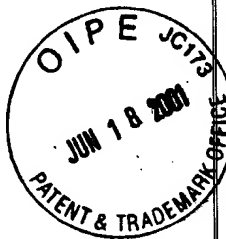


10 Rec'd PATENT

JUN 2001



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PATENT

Attorney Docket No.: 16303-007010US

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 on the date indicated above and is addressed to:

Assistant Commissioner for Patents

Washington, D.C. 20231

By: Sandy Kim

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Tao Chen et al.

Application No.: 09/674,191

Filed: October 26, 2000

For: POLYANIONIC POLYMERS WHICH  
ENHANCE FUSOGENICITY

Examiner: Unassigned

Art Unit: Unassigned

PETITION FOR FILING PATENT  
APPLICATION UNDER 37 CFR §1.47(a)  
APPLICATION BY ASSIGNEE WHEN A  
JOINT INVENTOR CANNOT BE FOUND

BOX MISSING PARTS

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

The above-referenced application was filed on October 26, 2000 with an unsigned Declaration. Seven of the eight joint inventors have signed the §1.63 declaration as required by the Notification of Missing Requirements under 35 U.S.C. §371. The remaining joint inventor, Jung Soo Kim, cannot be found or reached to sign the required §1.63 declaration.

Therefore, Inex Pharmaceuticals Corporation hereby petitions that it be allowed to proceed with prosecution of this application without Mr. Kim's signature, as allowed under 37 CFR §1.47(a).

37 CFR §1.47(a) Petition

A petition submitted under 37 CFR §1.47(a) requires (a) proof of the pertinent facts which show that the non-signing inventor cannot be found or reached to execute the application papers, (b) the fee required by §1.17(i), and (c) the last known address of the non-signing inventor. The requirements are satisfied as will be demonstrated below.

(a) Proof of Pertinent Facts

Attached hereto is a declaration of Jeanette McDougall of Inex Pharmaceuticals Corporation dated June 14, 2001 attesting to the relevant facts.

Attached herewith is a declaration under 37 CFR 1.63 of the seven available inventors. An assignment evidencing a proprietary interest of the subject application in Inex Pharmaceuticals Corporation is also attached.

This action is necessary to preserve the patent rights of the assignee and to prevent irreparable damage.

(b) Required Fee

Please charge the fee required by §1.17(i) for this petition, \$130.00, as well as any additional required fees, if applicable, or credit any overpayment, to this firm's Deposit Account #20-1430. Two copies of this petition are enclosed.

(c) Last Known Address of the Non-signing Inventor

The last known address of the non-signing inventor, Mr. Jung Soo Kim, is as follows:

362 Northhampton Road, Apt. C  
Amherst Massachusetts, 01002

In addition, Petitioner notes that the instant application is a National Phase application from the PCT, and attaches herewith a copy of the PCT REQUEST form as an Exhibit. As shown therein, the Inventor who cannot be reached, Jung Soo Kim, signed the

Applicant: Tao Chen et al.  
Application No.: 09/674,191  
Page 3

REQUEST form as inventor and applicant. As the United States of America was designated, the check-box "applicant and inventor" was marked in Box No. III.

In view of the foregoing, the requirements of 37 CFR 1.47(a) have been met by this petition and accompanying documents, and therefore, Applicants respectfully request that this petition be granted. If the Patent Office has any questions regarding this petition, the undersigned can be reached at (925) 472-5000.



Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Joseph R. Snyder".

Joseph R. Snyder  
Reg. No. 39,381

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